



THE CITY OF SAN DIEGO
DATE OF NOTICE: June 29, 2022

NOTICE OF FUTURE DECISION

DEVELOPMENT SERVICES DEPARTMENT

As a property owner, tenant, or person who has requested notice, you should know that the Development Services Department Staff will make a decision to approve, conditionally approve, modify or deny an application for an Extension of Time for Project No. 585480, Conditional Use Permit No. 2070245 for a Cannabis Production Facility. No change to proposed use, Extension of Time only. The 1.03-acre site is located at 9731 Siempre Viva Road, Suites A, 8, C, H, and I, in the IL-2-1 Zone, CPIOZ-A, Brown Field ALUCP, TPA, and Prime Industrial Lands within the Otay Mesa Community Plan and Council District 8.

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| PROJECT NO: | PRJ 1059804 |
| PROJECT NAME: | <u>9731 SIEMPRE VIVA CPF EOT</u> |
| PROJECT TYPE: | EXTENSION OF TIME/PROCESS TWO |
| APPLICANT: | MCELFRESH LAW, INC. |
| COMMUNITY PLAN AREA: | OTAY MESA |
| COUNCIL DISTRICT: | 8 |
| CITY PROJECT MANAGER: | Travis Cleveland, Development Project Manager |
| PHONE NUMBER/E-MAIL: | (619) 446-5407 / TCleveland@saniego.gov |

The decision by City staff will be made **without** a public hearing no less than thirty (30) calendar days after the date of mailing the Notice of Future Decision. If you want to receive a "Notice of Decision", you must submit a written request to the City Project Manager listed above no later than ten (10) business days from the mailing date of this Notice. This project is undergoing environmental review.

The decision of the Development Services Department Staff can be appealed to the **City Council**. An appeal must be made within *ten* (10) business days after the decision date, except that *fifteen* (15) calendar days is the time period afforded per state law for an applicant to appeal the denial of their permit application for an Extension of Time of a map waiver or tentative map in accordance with Subdivision Map Act section 66452.6(e). Appeal procedures are described in [Information Bulletin 505](https://www.sandiego.gov/sites/default/files/dsdib505.pdf) (<https://www.sandiego.gov/sites/default/files/dsdib505.pdf>). During the Statewide "Safer-at-Home" directive to reduce the spread of COVID-19, beginning March 19, 2020, appeals to the City Clerk must be filed by email or US Mail as follows:

- 1) Appeals filed via E-mail: [The Development Permit/Environmental Determination Appeal Application Form DS-3031](https://www.sandiego.gov/sites/default/files/legacy/development-services/pdf/industry/forms/ds3031.pdf) can be obtained at <https://www.sandiego.gov/sites/default/files/legacy/development-services/pdf/industry/forms/ds3031.pdf>. Send the completed appeal form (including grounds for appeal and supporting documentation in pdf format) by email to Hearings1@saniego.gov by 5:00 p.m. on the last day of the appeal period; your email appeal will be acknowledged within 24 business hours. You must separately mail the appeal fee by check payable to the City Treasurer to: City Clerk/Appeal, MS 2A, 202 C Street, San Diego, CA 92101. The appeal filing fee must be United States Postal Service (USPS) postmarked) before or on the final date of the appeal. Please include the project # on the memo line of the check.
- 2) Appeals filed in person: [The Development Permit/Environmental Determination Appeal Application Form DS-3031](https://www.sandiego.gov/sites/default/files/legacy/development-services/pdf/industry/forms/ds3031.pdf) can be obtained at <https://www.sandiego.gov/sites/default/files/legacy/development-services/pdf/industry/forms/ds3031.pdf>. Deposit the fully completed appeal application [DS-3031](https://www.sandiego.gov/sites/default/files/legacy/development-services/pdf/industry/forms/ds3031.pdf) (including grounds for appeal and supporting documentation) in a sealed envelope, into the Drop-Off Box located under



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the Public Notice kiosk to the left of the public entrance to the City Administration Building, 202 "C" Street, San Diego, CA 92101, by 5:00pm on the last day of the appeal period. The Drop-Off Box is available from 8:00am to 5:00pm Monday through Friday (excluding City-approved holidays). The completed appeal package must include the required appeal fee per this bulletin in the form of a check or money order payable to the "City Treasurer." Please include the project # on the memo line of the check/money order. This Drop-Off Box is checked daily, and payments are processed the following business day.

The final decision by the City of San Diego is not appealable to the California Coastal Commission.

Please note that Community Planning Groups provide citizens with an opportunity for involvement in advising the City on land use matters. Community Planning Group considerations are a recommended, but not required, part of the project review process. You may contact Rob Hixson, chair of the Otay Mesa Community Planning Group at (619) 696-8350 or Rob.hixson@cbre.com to inquire about the community planning group meeting dates, times, and location for community review of this project.

If you have any questions about the project after reviewing this information, you may contact the City Project Manager listed above.

This information will be made available in alternative formats upon request.

Internal Order No.: 11004543



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Development Services Department

Travis Cleveland/ Project No. PRJ 1059804
1222 First Ave., MS 301
San Diego, California 92101-4101

RETURN SERVICE REQUESTED